

Notice of Allowability

Application No.

10/802,632

Examiner

Frantz F. Jules

Applicant(s)

LAMARCHE, FRANCOIS

Art Unit

3617

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to 12/12/2005.
2. ☒ The allowed claim(s) is/are 1-2,4-10,12-15,27-28.
3. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
 - a) ☐ All b) ☐ Some* c) ☐ None of the:
 1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

* Certified copies not received: _____.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.
THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
 5. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
 - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
 - 1) ☐ hereto or 2) ☐ to Paper No./Mail Date _____.
 - (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date _____.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

1. ☒ Notice of References Cited (PTO-892)
2. ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3. ☐ Information Disclosure Statements (PTO-1449 or PTO/SB/08), Paper No./Mail Date _____
4. ☐ Examiner's Comment Regarding Requirement for Deposit of Biological Material
5. ☐ Notice of Informal Patent Application (PTO-152)
6. ☐ Interview Summary (PTO-413), Paper No./Mail Date _____
7. ☒ Examiner's Amendment/Comment
8. ☒ Examiner's Statement of Reasons for Allowance
9. ☐ Other _____

Frantz F. Jules
Examiner
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EXAMINER'S AMENDMENT

1. The application has been amended as follows:

Non-elected claims 17-26 which have been withdrawn from prosecution without traverse are cancelled.

REASON FOR ALLOWANCE

2. Anders et al, Brynieisson a et al, Lucas and Long et al disclose various types of movable platform apparatus for a transit vehicle having at least outer wall, said transit vehicle further having a door portal aperture formed through said at least outer wall, said transit vehicle additionally having said transit vehicle adjacent stairwell formed within said door portal aperture, said stairwell having least one step member, said movable platform apparatus for cooperating with a low stationary platform having surface disposed floor portion, a movable platform having platform member including nose portion, said movable platform further having a pair of support portions, each of said pair of support portions attached each side of said platform member, a driving means coupled to said platform member, and a pair of guide means disposed within said stairwell under said floor portion. None of the references of record suggest a movable platform apparatus comprising a rack attached to one of the support portions wherein a driving means being one of a foot operated wheel disposed above said floor portion adjacent an interior wall structure of said transit vehicle and a hand operated wheel disposed at a predetermined distance above said floor portion, said hand wheel coupled to said pinion by a power transmission means, said power transmission means is selected from one of a chain, cable, and belt is provided in the manner defined in the

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instant claim 1 and in combination with other limitations of the claim. Also, none of the references of record suggests a movable platform apparatus comprising a rack attached to one of the support portions wherein an obstruction detection means is coupled to the nose portion of the platform member in the manner defined in the instant claim 27 and in combination with other limitations of the claim. Therefore, claims 2, 4-10, 12-15, 28, depending therefrom, are considered to be allowable.

Conclusion

3. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Frantz F. Jules whose telephone number is (571) 272-6681. The examiner can normally be reached on Monday-Thursday and every other Friday.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Joseph S. Morano can be reached on (571) 272-6684. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

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Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

Frantz F. Jules
Primary Examiner
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FFJ

August 19, 2006

**FRANTZ F. JULES
PRIMARY EXAMINER**

